

**STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION**

**APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L. P. FOR DESIGNATION OF A NON-STANDARD
SPACING UNIT AND FOR COMPULSORY POOLING
LEA COUNTY, NEW MEXICO**

CASE 14570

[Shinnery 15 Federal Com No. 3-H well-S/2N/2 Sec 15]

**APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L. P. FOR DESIGNATION OF A NON-STANDARD
SPACING UNIT AND FOR COMPULSORY POOLING
LEA COUNTY, NEW MEXICO**

CASE 14569

[Shinnery 15 Federal Co No. 2-H well-N/2N/2 Sec 15]

**CONSOLIDATED
CIMAREX'S PRE-HEARING STATEMENT**

**Cimarex Energy Co. of Colorado ("Cimarex") submits their pre-hearing statement
as required by the New Mexico Oil Conservation Commission.**

APPEARANCES OF THE PARTIES

APPLICANT

Devon Energy Production Company, L.P.

ATTORNEY

**J. Scott Hall, Esq.
Montgomery & Andrews
325 Paseo de Peralta
Santa Fe, NM 87501
Phone 505-982-3873**

OPPONENT

**Cimarex Energy Co. of Colorado
600 N. Marienfeld St., Suite 600
Midland, TX 79701
Attn: Mark Compton
432-471-7800**

ATTORNEY

**Thomas Kellahin, Esq.
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Santa Fe, New Mexico 87501
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CIMAREX'S STATEMENT OF THE CASES

- (1) Cimarex seeks dismissal of Case 14569 because Devon filed its case on October 6, 2010 some 12 days before Devon actually proposed the wellbore to Cimarex. See Motion to Dismiss
- (2) Cimarex seeks an order denying Devon's Case 14570 and approving of Cimarex's Case 14573 each is a compulsory pooling case requested pooling of conflicting orientation of non-standard spacing units. See Motion to Continue.

PROPOSED EVIDENCE

APPLICANT

WITNESSES	EST. TIME	EST. EXHIBIT
Mark Compton (Landman)	15 min	@ 8
(engineer)	(pending)	
Zeno Farris (geologist)	(pending)	

PROCEDURAL MATTERS

- (1) There is Cimarex's motion of dismiss Devon's Case 14569 pending a decision by the Examiner
- (2) There is Cimarex's motion to continue and consolidate Devon's Case 14570 with Cimarex's Case 14573 for these cases then to be heard on the December 2nd docket.

JKELLAHIN & KELLAHIN


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CERTIFICATE OF SERVICE

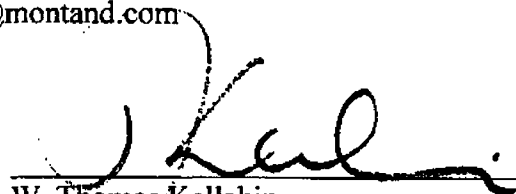
I certify that on November 10, 2010, I served a copy of the foregoing documents by:

- ☐ US Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Facsimile
- ☒ Email

to the following:

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OCD Examiner
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W. Thomas Kellahin